THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.15310 of 2006

DATED 18.09.2006

Between

Madasi Ashok Raj Kumar.

... PETITIONER

versus

The State Election Commission, III Floor,
Buddha Bhavan, M.G. Road,
Secunderabad, and four others. ...
RESPONDENTS

WRIT PETITION NO.15310 of 2006

ORDER:

Heard Sri Subba Reddy, Sri Prabhakar Rao and Sri Chidambaram, learned counsel appearing for the petitioner and respondents.

2. The Writ Petition is filed praying for a Writ of Mandamus declaring the order issued by the 4th respondent dated 20.7.2006, confirmed by the 3rd respondent vide Roc.No.1209/2006 A, dated 22.7.2006 as illegal, capricious and arbitrary and set the order at naught and direct the respondents to allow the petitioner to contest in the elections to Venkataraopalem Gram Panchayat, Tadepalligudem Mandal, West Godavari District and pass such other suitable orders.

3. This Court made an interim order on 25.7.2006 and against that order it is stated that the 5th respondent went in appeal, viz., Writ Appeal No.875 of 2006 and the interim order made by this Court was set aside. It is also stated by Sri Chidambaram that the 5th respondent was declared elected.

It is needless to say that normally the Writ Court not to interfere or intervene at the intermediary stage of election process. Inasmuch as it is stated that the results already had been declared, the petitioner is given liberty to agitate all these questions by way of Election Petition, if the petitioner is so advised. It is, however, stated by Sri Chidambaram that the Election Petition already had been filed. The same is hereby recorded.

The Writ Petition is disposed of accordingly. No costs.

18.09.2006

SSR